

Court of Appeals, State of Michigan

ORDER

Shepherd Montessori Center Milan v Ann Arbor Charter Twp

Henry William Saad
Presiding Judge

Docket No. 272357

Joel P. Hoekstra

LC No. 00-001072-AS

Michael R. Smolenski
Judges

The motion for damages for the vexatious proceeding of filing the motion for reconsideration is GRANTED. MCR 7.216(C)(1).

Plaintiff is entitled to an award of costs and attorney's fees in an amount to be determined by the trial court.

This matter is REMANDED to the trial court for a determination of actual damages and attorney's fees.. MCR 7.216(C)(2). We retain jurisdiction.

Judge Hoekstra would deny plaintiff's motion.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

AUG 21 2007

Date

Sandra Schultz Mengel
Chief Clerk